



DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney Docket No. 5470-148

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled *USE OF NF- κ B INHIBITION IN COMBINATION THERAPY FOR CANCER*,

the specification of which

☐ is attached hereto

OR

☒ was filed on October 28, 1997 as United States Application No. 08/959,160.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

| | | | |
|--------|---------|------------------|--|
| None | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Number | Country | MM/DD/YYYY Filed | Priority Claimed |

| | | | |
|--------|---------|------------------|--|
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Number | Country | MM/DD/YYYY Filed | Priority Claimed |

| | | | |
|--------|---------|------------------|--|
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| Number | Country | MM/DD/YYYY Filed | Priority Claimed |

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

| | |
|-----------------------|--------------------------|
| None | |
| Application Number(s) | Filing Date (MM/DD/YYYY) |

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| | |
| Application Number(s) | Filing Date (MM/DD/YYYY) |

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application (37 C.F.R. § 1.63(d)).

| | | |
|-------------------|-------------|--------------------------------------|
| None | | |
| Appln. Serial No. | Filing Date | Status Patented/Pending/Abandoned |

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| Appln. Serial No. | Filing Date | Status Patented/Pending/Abandoned |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following registered attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Customer Number 20792

Send correspondence to: Kenneth D. Sibley
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, NC 27627

Direct telephone calls to: Kenneth D. Sibley
(919)854-1400

Facsimile: (919) 854-1401

Full name of (first/sole) inventor: Albert S. Baldwin

Inventor's Signature: Albert S. Baldwin Date: April 28, 1998

Residence: Chapel Hill, NC

Citizenship: United States of America

Post Office Address: 901 Grove St.
Chapel Hill, NC 27514-3410

Full name of second inventor: James C. Cusack

Inventor's Signature: James C. Cusack Date: 4/28/98

Residence: Chapel Hill, NC 27516

Citizenship: United States of America

Post Office Address: 712 Gimghoul Rd.
Chapel Hill, NC 27516

Full name of third inventor: Marty W. Mayo

Inventor's
Signature: Marty W. Mayo Date: 4/28/98

Residence: Durham, NC

Citizenship: United States of America

Post Office Address: 616 Crosstimbers Dr.
Durham, NC 27713-9113

Full name of fourth inventor: Cun-Yu Wang

Inventor's
Signature: CY Wang Date: 4/28/98

Residence: Chapel Hill, NC 27514

Citizenship: China

Post Office Address: 200 Finley Forest Dr.
Chapel Hill, NC 27514

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney's Docket No. 5470-148

Applicant: Baldwin et al.

Serial No.: 08/959,160

Filed: October 28, 1997

Title: *USE OF NF- κ B INHIBITION IN COMBINATION THERAPY FOR CANCER*



**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 C.F.R. § 1.9(f) & 1.27(d))--NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

| | |
|-------------------------|--|
| NAME OF ORGANIZATION | <u>University of North Carolina at Chapel Hill</u> |
| ADDRESS OF ORGANIZATION | <u>308 Bynum Hall, Campus Box 4105</u> |
| | <u>Chapel Hill, NC 27599-4105</u> |

TYPE OF NONPROFIT ORGANIZATION:

- ☒ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
- ☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE
(26 U.S.C. 501(a) and 501(c)(3))
- ☐ NONPROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF
STATE OF THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATUTE _____)
- ☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE
SERVICE CODE (26 U.S.C. 501(a) and 501(c)(3)) IF LOCATED IN THE
UNITED STATES OF AMERICA
- ☐ WOULD QUALIFY AS NONPROFIT SCIENTIFIC OR EDUCATIONAL
UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA
IF LOCATED IN THE UNITED STATES OF AMERICA
(NAME OF STATE _____)
(CITATION OF STATUTE _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office, under Section 41(a) and (b) of Title 35, United States Code, regarding the invention described in:

- ☐ the specification filed herewith with title as listed above.
- ☒ the application identified above.
- ☐ the patent identified above.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization regarding the above-identified invention. If the rights held by the nonprofit organization are not exclusive, each individual, concern, or organization having rights in the invention must file separate verified statements averring to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern, or organization having any rights to the invention is listed below:

Name: _____
Address: _____
☐ Individual ☐ Small Business ☐ Nonprofit Organization

Name: _____
Address: _____
☐ Individual ☐ Small Business ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Dr. Francis J. Meyer

TITLE OF PERSON SIGNING: Associate Vice Provost for Technology Development

ADDRESS OF PERSON SIGNING: Office of Technology Development
University of North Carolina at Chapel Hill
308 Bynum Hall, Campus Box 4105
Chapel Hill, NC 27599-4105

SIGNATURE: Francis J. Meyer

DATE: April 6, 1998